

chaser or purchasers of the said property, and to his, her or to their heirs, the property to him, her or them sold, free, clear, and discharged of all claim of the parties to this cause, and of any person or persons claiming by, from, or under them; and the said Trustees shall bring unto this Court the money arising on such sale or sales, and the bonds or notes which may be taken for the same, to be disposed of under the direction of this Court, after deducting therefrom the costs of this suit, and such commissions to the said Trustees as the Court shall think proper to allow, on consideration of the skill, attention and fidelity wherewith shall appear to have discharged their trust.

Filed Dec. 10-1914.

Glenn H. Worthington

Frank Koontz  
vs.  
Charles E. Koontz,  
et al.

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No. 9194 EQUITY.  
In the Circuit Court for Frederick  
County, Maryland, sitting as a Court  
of Equity.

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The petition of Lola F. Culler and Dr. Austin A. Lamar and Leslie E. Hedges, respectfully shows unto Your Honors!- That they are creditors of Mary A. C. Hammer for amounts largely exceeding the personal estate of the said Mary A. C. Hammer and that they have filed a creditors bill in Your Honorable Court being No. 9202 Equity on the Equity Docket in said Court.

2. That your orators are advised, believe and charge that the proper method to collect their claims was by said creditors bill under the circumstances, but not withstanding the creditors bill in No. 9202 filed as aforesaid on July 31st, 1914, a decree was passed in the above entitled cause being No. 9194 Equity on the tenth day of December, in the year 1914, for the sale of the real estate of the said Mary A. C. Hammer under a bill for petition and which said decree will become enrolled within thirty days from the date thereof, which your petitioners allege and charge to be a fraud upon their rights in the premises.

3. Your petitioners allege and charge that they have filed under affidavit their amounts in No. 9202 Equity in Your Honorable Court and that said bill being a creditors bill for the sale of real estate would take precedent under any other proceedings.

4. That your petitioners were not advised nor did they know until they recently saw the advertisement in the papers that their creditors bill for sale of said real estate had been ignored in the premises and they therefore file this petition and pray Your Honorable Court as follows!-

(1) That the said decree in said cause, No. 9194 Equity for the sale of the real estate for petition may be set aside and declared null and void.

(2) That your Honorable Court may pass an order setting this petition for a hearing before your Honorable Court on the 8th day of January, in the year 1915, provided a copy of the Court's order be served upon Albert S. Brown and Jacob Rohrback, Esqs., trustees appointed under said decree, or either of them. And for such other and further relief as the nature of the case may require.

And as in duty bound, etc.,

John L. Routzahn  
A. D. Williard  
Attorneys for Petitioners.

The foregoing petition having by the Court been read and considered it is thereupon this 5th, day of January, in the year 1915, ordered by the Circuit Court for Frederick County, sitting as a Court of Equity and by the authority thereof, that the foregoing petition be and the same is hereby set for a hearing at 10 o'clock A.M. on Friday, the 9th day of January, in the year 1915, provided a copy of this Court's order be served upon Albert S. Brown and Jacob Rohrback, Esqs. trustees in No. 9194 Equity in this Court, or either of them, on or before the 6th day of January in the year 1915.

Filed January 5, 1915.

Glenn H. Worthington

Frank Koontz  
vs.  
Charles E. Koontz, et al

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No. 9194 EQUITY in the  
Circuit Court for Frederick County,  
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